



United States Attorney

Southern District of New York

SDNY

DOCUMENT

ELECTRONICALLY FILED

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

FEB 04 2008

January 31, 2008

BY HAND

Honorable Laura Taylor Swain
United States District Judge
United States Courthouse
500 Pearl Street
New York, N.Y. 10007

MEMO ENDORSED

Re: U.S. v. One Black 2003 Lincoln Town Car, 07 Civ. 9363
(LTS)

Dear Judge Swain:

The Government writes to request that the Court take the pre-trial conference in the above-captioned matter off the calendar for Friday, February 1, 2007. In addition to serving the potential claimants with the Complaint, the United States Marshal Service published notice of the Complaint on or about December 7, 2007. To date, the Government has not received any answers to the Complaint, nor have any potential claimants and/or their counsel contacted us.

Accordingly, the Government is preparing a Motion and Proposed Order of Default Judgment, and expects to submit our papers to Your Honor next week. In light of these developments, we would ask that the pre-trial conference be taken off the Court's calendar, and we will timely advise the Court should any of the potential claimants respond to the Complaint.

*The conference is adjourned
to a control date of
June 13, 2008, at 10:00 AM.*

SO ORDERED.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

By:

Rua M. Kelly
Assistant United States Attorney
(212) 637-2471

1 feb 2008
LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE